



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: C.P. Pathak      Attorney Docket: SBI-082  
Rama Akella  
John Ranieri

S/N: 09/991,235

Filed: 10/22/01

### Group 1615.

**For: Stent Coatings Containing  
HMG-CoA Reductase  
Inhibitors**

Examiner: N/A

**Assistant Commissioner for Patents  
Washington, D.C. 20231**

**ELECTION AND RESPONSE TO OFFICE  
ACTION DATED JANUARY 23, 2003**

This paper is filed in response to the Office Action faxed to the undersigned attorney JanuarY 23, 2003 and having a one month shortened statutory response period. It is believed that no extension fee is due. However, if this is in error, please charge any such fee, and any additional fees, to Sulzer Medica Deposit Account No. 09-0473.

## **REMARKS**

In the Office Action, the Examiner has issued an election requirement under 35 U.S.C. § 121 between claims 1-23, drawn to a coated stent (Group I); claims 24-40, drawn to a method of coating (Group II); and claim 41, drawn to a method of treating restenosis (Group III). According to the Examiner, the species are patentably distinct. Office Action at page 2 line 9.

Applicants hereby elect the species of Group I, claims 1-23, with

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